

SCHEDULE 5
TRANSFER OF STAFF, PROPERTY ETC. TO HISTORIC ENVIRONMENT SCOTLAND

Staff transfer schemes

- 1 (1) The Scottish Ministers may make a staff transfer scheme.
- (2) A staff transfer scheme is a scheme making provision for or in connection with the transfer to Historic Environment Scotland of persons who are—
 - (a) employed by the Royal Commission on the Ancient and Historical Monuments of Scotland,
 - (b) subject to sub-paragraph (3), members of the staff of the Scottish Ministers employed in the Executive Agency of the Scottish Ministers known as Historic Scotland.
- (3) Sub-paragraph (2)(b) does not apply to members of the staff of the Scottish Ministers on secondment or loan to Historic Scotland from another part of the Scottish Administration.
- (4) A staff transfer scheme may in particular—
 - (a) prescribe rules by which the transfer of specified persons, or classes of specified person, can be determined,
 - (b) provide that specified persons, or classes of specified person, are to become employees of Historic Environment Scotland.
- (5) A staff transfer scheme may make provision only in relation to persons whose employment relates to the carrying out of Historic Environment Scotland’s functions.
- (6) In this paragraph “specified” means specified in a staff transfer scheme.